IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 2ND NOVEMBER 2007 / 11TH KARTHIKA 1929

WP(C).No. 29607 of 2007(Y)

PETITIONER:

KAVITHA E.C.,
H.S.A. (ENGLISH), P.C.N. GOVERNMENT HIGHER SECONDARY SCHOOL, MOOKUTHALA, MALAPPURAM DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

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1. THE DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM.

2. THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR.

3. THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM.

4. STATE OF KREALA, REPRESENTED BY SECRETARY, DEPARTMENT OF GENERAL EDUCATION, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT. M.R. SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/11/2007 ALONG WITH W.P.(C) NO.29434 OF 2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)NO.29607 OF 2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: COPY OF CERTIFICATE ISSUED BY THE CIVIL SURGEON AND CONSULTANT PHYSICIAN OF TALUK HOSPITAL, IRINJALAKUDA.

EXT.P2: COPY OF THE APPLICATION SUBMITTED BY THE PETITIONR FOR INTER-DISTRICT TRANSFER FROM MALAPPURAM TO THRISSUR DATED 20.2.2007.

EXT.P3: COPY OF THE REQUEST DATED 20.2.2007 SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT.P4: COPY OF THE G.O.(MS)NO.154/71/PD DATED 27.5.1971.

EXT.P5: COPY OF THE ORDER DATED 10.9.2004 G..O.(P)NO.12/04/P&ARD.

EXT.P6: COPY OF THE JUDGMENT IN W.P.(C)NO.22605 OF 2005 DATED 16.8.2005.

EXT.P7: COPY OF THE ORDER NO.A1/15846/2005 DATED 30.9.2005 ISSUED BY THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM.

EXT.P8: COPY OF THE GOVERNMENT ORDER (MS)NO.144/2005/GE DATED 7.5.2005.

EXT.P9: TRUE COPY OF THE JUDGMENT IN W.P.(C)NO.15770/2007 DATED 20.6.2007.

EXT.P10: COPY OF THE REPRESENTATION DATED 28.9.2007.

EXT.P10(A): COPY OF THE COVERING LETTER DATED 28.9.2007.

TRUE COPY

PA TO JUDGE.

S. SIRI JAGAN, J.

W.P.(C)Nos.29607, 29434 OF 2007

Dated this the 2nd day of November, 2007

JUDGMENT

The petitioners are applicants for inter-district transfer. They have filed Ext.P2 application (in both cases) in this regard. The petitioners seek a direction to dispose of the applications, marked as Ext.P2 in both writ petitions. It is submitted that the 1st respondent has to forward the applications to the 2nd respondent and the 2nd respondent is to take a decision on the same.

2. I have heard the learned Government pleader also. In the facts and circumstances of the case, there would be a direction to respondents 1 and 2 to do the needful and pass final orders on the applications provided as Ext.P2 in both writ petitions, as expeditiously as possible, at any rate, within one month from the date of receipt of a copy of this judgment. The petitioners shall be afforded an opportunity of being heard also.

The petitioners are free to produce Exts.P5, P6 and P9 or any other document in support of their claims which shall also be considered by respondents 1 and 2.

The writ petitions are disposed of as above.

S. SIRI JAGAN, JUDGE

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